

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff,

v.

FREEMAN,

Defendant.

Case No. RWT-09-CV-2573

JOINT STIPULATION OF PARTIAL DISMISSAL OF CLAIM WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff U.S. Equal Employment Opportunity Commission ("EEOC") and Defendant Freeman ("Defendant") file the instant Joint Stipulation of Partial Dismissal of Claim with Prejudice in the above-styled and numbered action.

EEOC and Defendant hereby stipulate to dismissal with prejudice of EEOC's Title VII disparate impact claim related to a class of Hispanic job applicants set forth in Paragraph No. 10 of EEOC's Complaint (CM/ECF Document No. 1).

EEOC and Defendant further stipulate that all other claims in the Complaint regarding a class of Black job applicants and a class of male job applicants shall remain unaffected by the partial dismissal with prejudice.

Respectfully submitted,

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION

/s/

RONALD L. PHILLIPS

Supervisory Trial Attorney
EEOC-Baltimore Field Office
City Crescent Building, 3rd Floor
10 South Howard Street
Baltimore, Maryland 21201
Office #: (410) 209-2737
Facsimile #: (410) 962-4270

"APPROVED" THIS 28th DAY
OF August 2012

ROGER W. TITUS
UNITED STATES DISTRICT JUDGE

AKIN GUMP STRAUSS HAUER & FELD LLP

_____/s W. Randolph Teslik_____

Donald R. Livingston (Bar No. 15787)

W. Randolph Teslik (Bar No. 03726)

John T. Koerner (Bar No. 29806)

1333 New Hampshire Avenue, N.W.

Washington, DC 20036

Telephone: (202) 887-4000

Facsimile: (202) 887-4288

dlivingston@akingump.com

rteslik@akingump.com

jkoerner@akingump.com

Attorneys for Defendant Freeman